

1-1 By: Kolkhorst S.B. No. 1366
 1-2 (In the Senate - Filed March 11, 2015; March 18, 2015, read
 1-3 first time and referred to Committee on Finance; April 14, 2015,
 1-4 reported adversely, with favorable Committee Substitute by the
 1-5 following vote: Yeas 13, Nays 0; April 14, 2015, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7 Nelson	X			
1-8 Hinojosa	X			
1-9 Bettencourt	X			
1-10 Eltife			X	
1-11 Hancock	X			
1-12 Huffman	X			
1-13 Kolkhorst	X			
1-14 Nichols			X	
1-15 Schwertner	X			
1-16 Seliger	X			
1-17 Taylor of Galveston	X			
1-18 Uresti	X			
1-19 Watson	X			
1-20 West	X			
1-21 Whitmire	X			

1-23 COMMITTEE SUBSTITUTE FOR S.B. No. 1366 By: Kolkhorst

1-24 A BILL TO BE ENTITLED
 1-25 AN ACT

1-26 relating to the allocation to the Parks and Wildlife Department of
 1-27 the proceeds from taxes imposed on the sale, storage, or use of
 1-28 sporting goods.

1-29 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-30 SECTION 1. Section 11.035(b), Parks and Wildlife Code, is
 1-31 amended to read as follows:

1-32 (b) The department shall deposit to the credit of the state
 1-33 parks account all revenue, less allowable costs, received from the
 1-34 following sources:

1-35 (1) grants or operation of concessions in state parks
 1-36 or fishing piers;

1-37 (2) publications on state parks, state historic sites,
 1-38 or state scientific areas;

1-39 (3) fines or penalties received from violations of
 1-40 regulations governing parks issued pursuant to Subchapter B,
 1-41 Chapter 13;

1-42 (4) fees and revenue collected under Section 11.027(b)
 1-43 or (c) that are associated with state park lands;

1-44 (5) [an amount of money equal to 74 percent of the]
 1-45 credits made to the department under Section 151.801, Tax Code, in
 1-46 an amount not to exceed the amount of the tax proceeds appropriated
 1-47 from the account for use during the then-current state fiscal
 1-48 biennium plus the amount necessary to fund the cost of state
 1-49 contributions for benefits of department employees whose salaries
 1-50 or wages are paid from the account; and

1-51 (6) any other source provided by law.

1-52 SECTION 2. Section 11.043(b), Parks and Wildlife Code, is
 1-53 amended to read as follows:

1-54 (b) The account consists of:

1-55 (1) [the amount of] credits made to the department
 1-56 under Section 151.801, Tax Code, in an amount not to exceed the
 1-57 amount of the tax proceeds appropriated from the account for use
 1-58 during the then-current state fiscal biennium plus the amount
 1-59 necessary to fund the cost of state contributions for benefits of
 1-60 department employees whose salaries or wages are paid from the

2-1 account [~~after allocations to:~~
 2-2 [~~(A) the state parks account,~~
 2-3 [~~(B) the large county and municipality~~
 2-4 ~~recreation and parks account, and~~
 2-5 [~~(C) the Texas recreation and parks account~~];
 2-6 (2) proceeds of revenue bonds issued under Section
 2-7 13.0045; and
 2-8 (3) money from any other source authorized by law.

2-9 SECTION 3. Section 24.003(a), Parks and Wildlife Code, is
 2-10 amended to read as follows:

2-11 (a) The department shall deposit to the credit of the Texas
 2-12 recreation and parks account:

2-13 (1) [~~an amount of money equal to 15 percent of the~~]
 2-14 credits made to the department under Section 151.801, Tax Code, in
 2-15 an amount not to exceed the amount of the tax proceeds appropriated
 2-16 from the account for use during the then-current state fiscal
 2-17 biennium plus the amount necessary to fund the cost of state
 2-18 contributions for benefits of department employees whose salaries
 2-19 or wages are paid from the account; and

2-20 (2) money from any other source authorized by law.

2-21 SECTION 4. Section 24.053(a), Parks and Wildlife Code, is
 2-22 amended to read as follows:

2-23 (a) The department shall deposit to the credit of the large
 2-24 county and municipality recreation and parks account:

2-25 (1) [~~an amount of money equal to 10 percent of the~~]
 2-26 credits made to the department under Section 151.801, Tax Code, in
 2-27 an amount not to exceed the amount of the tax proceeds appropriated
 2-28 from the account for use during the then-current state fiscal
 2-29 biennium plus the amount necessary to fund the cost of state
 2-30 contributions for benefits of department employees whose salaries
 2-31 or wages are paid from the account; and

2-32 (2) money from any other source authorized by law.

2-33 SECTION 5. Section 151.801(c), Tax Code, is amended to read
 2-34 as follows:

2-35 (c) The [~~Subject to Subsection (c-1), the~~] proceeds from the
 2-36 collection of the taxes imposed by this chapter on the sale,
 2-37 storage, or use of sporting goods shall be deposited as follows:

2-38 (1) an amount equal to 94 percent of the proceeds shall
 2-39 be credited to the Parks and Wildlife Department and deposited as
 2-40 specified in the Parks and Wildlife Code; and

2-41 (2) an amount equal to six percent of the proceeds
 2-42 shall be credited to the Texas Historical Commission and deposited
 2-43 as specified in Section 442.073, Government Code.

2-44 SECTION 6. Section 151.801(c-1), Tax Code, is repealed.

2-45 SECTION 7. This Act takes effect September 1, 2015.

2-46 * * * * *